

12-20-01

A/ Re-issue

12/18/01



"Express Mail" mailing label number	EL 230527856 US
Date of Deposit	Dec. 18, 2001
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	
<u>GUYEN THOMAS</u> Printed Name	<u>Queen Thomas</u> Signature

11002 U.S. PTO

10/023132



12/18/01

REISSUE PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of)
 U.S. Patent No. 6,008,216)
 Applicants: Chakrabarti, et al.)
 Application No.: Unassigned)
 Filed: December 18, 2001)
 For: PROCESS FOR PREPARING 2-METHYL-)
 THIENO-BENZODIAZEPINE)
 Docket No.: G-1265I)

OFFER TO SURRENDER ORIGINAL LETTERS PATENT

Assistant Commissioner for Patents
 Washington, D.C. 20231

Sir:

Eli Lilly and Company, the sole owner of the entire right, title, and interest in U.S. Patent No. 6,008,216, by virtue of the Assignment recorded in the U.S. Patent and Trademark Office at Reel 9773, Frame 0625, hereby offers to surrender United States Letters Patent No. 6,008,216 conditional upon the Reissue of said Letters Patent.

Respectfully submitted,

ELI LILLY AND COMPANY

By Robert A. Armitage
 Robert A. Armitage
 Vice President and General Patent Counsel

December 12, 2001
 Date

40063432424393

Please type a plus sign (+) inside this box ☐

REISSUE PATENT APPLICATION TRANSMITTAL			
Address to: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231		Attorney Docket No.	G-12651
		First Named Inventor	Jiban Chakrabarti
		Original Patent Number	6,008,216
		Original Patent Issue Date (Month/Day/Year)	12/28/1999
		Express Mail Label No.	EL 230527856 US
APPLICATION FOR REISSUE OF: <input checked="" type="checkbox"/> Utility Patent <input type="checkbox"/> Design Patent <input type="checkbox"/> Plant Patent (check applicable box)			
APPLICATION ELEMENTS		ACCOMPANYING APPLICATION PARTS	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (PTO/SB/56) (Submit an original and a duplicate for fee processing)		7. <input type="checkbox"/> Transfer drawings from Patent File	
2. <input checked="" type="checkbox"/> Specification and Claims (amended, if appropriate)		8. <input type="checkbox"/> Foreign Priority Claim (35 USC 119) (if applicable)	
3. <input type="checkbox"/> Drawing(s) (proposed amendments, if appropriate)		9. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations	
4. <input type="checkbox"/> Reissue Oath/declaration (original or copy) (37 CFR 1.175)(PTO/SB/51 or 52)		10. <input type="checkbox"/> English Translation of Reissue Oath/Declaration (if applicable)	
5. Original U.S. Patent <input checked="" type="checkbox"/> Offer to Surrender Original Patent (37 CFR 1.178) (PTO/SB/53 or PTO/SB/54) or <input type="checkbox"/> Ribboned Original Patent Grant <input type="checkbox"/> Affidavit/Declaration of Loss (PTO/SB/55)		11. <input type="checkbox"/> Small Entity <input type="checkbox"/> Stmt. Filed in prior application, Statement(s) Status still proper and desired	
6. Original U.S. Patent currently assigned? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (If Yes, check applicable box(es)) <input checked="" type="checkbox"/> Written Consent of all Assignees (PTO/SB/53 or PTO/SB/54) <input type="checkbox"/> 37 CFR 3.73(b) Statement <input checked="" type="checkbox"/> Power of Attorney		12. <input checked="" type="checkbox"/> Preliminary Amendment	
		13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)	
		14. <input type="checkbox"/> Other: _____ _____ _____ _____ _____	
15. CORRESPONDENCE ADDRESS			
<input type="checkbox"/> Customer Number or Bar Code Label		<input type="checkbox"/> Correspondence address below	
Name		Nelsen L. Lentz	
Address		Eli Lilly and Company Lilly Corporate Center, Drop Code 1104	
City		Indianapolis	
State		Indiana	
Zip Code		46285	
Country		USA	
Telephone		317-276-1207	
Fax		317-276-3861	
Name (Print/Type)		Nelsen L. Lentz	
Registration No. (Attorney/Agent)		#38,537	
Signature		Nelsen L. Lentz	
Date		December 18, 2001	

"Express Mail" mailing label number

EL 230527856 US

Date of Deposit

DEC. 18, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail" Post Office, 999
Addresssee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for
Patents, Washington, D.C. 20231

Queen Thomas
(Type or printed name of person mailing paper)

Queen Thomas
(Signature of person mailing paper or fee)

Please type a plus sign (+) inside this box → ☐

PTO/SB/17 (12/97)

Approved for use through 09/30/00. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL				Complete if Known																																																																																																																																																																																																																																																																																																
<p>Note: Effective November 10, 1997. Patent fees are subject to annual revision.</p> <p>TOTAL AMOUNT OF PAYMENT (\$1604.00)</p> <p>METHOD OF PAYMENT (check one)</p> <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number: 05-0840 Deposit Account Name: Eli Lilly and Company</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance</p> <p>2. <input type="checkbox"/> Payment Enclosed:</p> <p><input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>				Application Number																																																																																																																																																																																																																																																																																																
				Filing Date																																																																																																																																																																																																																																																																																																
				First Named Inventor		Jiban Chakrabarti																																																																																																																																																																																																																																																																																														
				Group Art Unit																																																																																																																																																																																																																																																																																																
				Examiner Name																																																																																																																																																																																																																																																																																																
Attorney Docket Number		G-1265I																																																																																																																																																																																																																																																																																																		
FEE CALCULATION (continued)																																																																																																																																																																																																																																																																																																				
<p>3. ADDITIONAL FEES</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>105</td> <td>130</td> <td>205</td> <td>65</td> <td>Surcharge-late filing fee or oath</td> <td></td> </tr> <tr> <td>127</td> <td>50</td> <td>227</td> <td>25</td> <td>Surcharge-late provisional filing fee or cover sheet.</td> <td></td> </tr> <tr> <td>139</td> <td>130</td> <td>139</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>147</td> <td>2,520</td> <td>147</td> <td>2,520</td> <td>For filing a request for reexamination</td> <td></td> </tr> <tr> <td>112</td> <td>920*</td> <td>112</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>113</td> <td>1,840*</td> <td>113</td> <td>1,840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>115</td> <td>110</td> <td>215</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>116</td> <td>400</td> <td>216</td> <td>200</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>117</td> <td>920</td> <td>217</td> <td>460</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>118</td> <td>1,440</td> <td>218</td> <td>720</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>128</td> <td>1,960</td> <td>228</td> <td>980</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>119</td> <td>320</td> <td>219</td> <td>160</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>120</td> <td>320</td> <td>220</td> <td>160</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>121</td> <td>280</td> <td>221</td> <td>140</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>138</td> <td>1,510</td> <td>138</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>140</td> <td>110</td> <td>240</td> <td>55</td> <td>Petition to revive-unavoidable</td> <td></td> </tr> <tr> <td>141</td> <td>1,280</td> <td>241</td> <td>640</td> <td>Petition to revive-unintentional</td> <td></td> </tr> <tr> <td>142</td> <td>1,280</td> <td>242</td> <td>640</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>143</td> <td>460</td> <td>243</td> <td>230</td> <td>Design Issue Fee</td> <td></td> </tr> <tr> <td>144</td> <td>620</td> <td>244</td> <td>310</td> <td>Plant Issue Fee</td> <td></td> </tr> <tr> <td>122</td> <td>130</td> <td>122</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>123</td> <td>50</td> <td>123</td> <td>50</td> <td>Petitions related to provisional applications</td> <td></td> </tr> <tr> <td>126</td> <td>180</td> <td>126</td> <td>180</td> <td>Submission of Information Disclosure Stmt.</td> <td></td> </tr> <tr> <td>581</td> <td>40</td> <td>581</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>146</td> <td>740</td> <td>246</td> <td>370</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td>149</td> <td>740</td> <td>249</td> <td>370</td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> <td></td> </tr> <tr> <td>179</td> <td>740</td> <td>279</td> <td>370</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>169</td> <td>900</td> <td>169</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="4">Other fee (specify)</td> <td colspan="2"></td> </tr> <tr> <td colspan="4">Other fee (specify)</td> <td colspan="2"></td> </tr> <tr> <td colspan="4">*Reduced by Basic Filing Fee Paid</td> <td colspan="2">SUBTOTAL (3) (\$0.00)</td> </tr> </tbody> </table>				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge-late filing fee or oath		127	50	227	25	Surcharge-late provisional filing fee or cover sheet.		139	130	139	130	Non-English specification		147	2,520	147	2,520	For filing a request for reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for reply within first month		116	400	216	200	Extension for reply within second month		117	920	217	460	Extension for reply within third month		118	1,440	218	720	Extension for reply within fourth month		128	1,960	228	980	Extension for reply within fifth month		119	320	219	160	Notice of Appeal		120	320	220	160	Filing a brief in support of an appeal		121	280	221	140	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive-unavoidable		141	1,280	241	640	Petition to revive-unintentional		142	1,280	242	640	Utility issue fee (or reissue)		143	460	243	230	Design Issue Fee		144	620	244	310	Plant Issue Fee		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Petitions related to provisional applications		126	180	126	180	Submission of Information Disclosure Stmt.		581	40	581	40	Recording each patent assignment per property (times number of properties)		146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))		149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))		179	740	279	370	Request for Continued Examination (RCE)		169	900	169	900	Request for expedited examination of a design application		Other fee (specify)						Other fee (specify)						*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$0.00)		<p>1. FILING FEE</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>101</td> <td>740</td> <td>201</td> <td>370</td> <td>Utility filing fee</td> <td></td> </tr> <tr> <td>106</td> <td>330</td> <td>206</td> <td>165</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>107</td> <td>510</td> <td>207</td> <td>255</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>108</td> <td>740</td> <td>208</td> <td>370</td> <td>Reissue filing fee</td> <td>740</td> </tr> <tr> <td>114</td> <td>160</td> <td>214</td> <td>80</td> <td>Provisional filing fee</td> <td></td> </tr> <tr> <td colspan="5">SUBTOTAL (1)</td> <td>(\$740.00)</td> </tr> </tbody> </table> <p>2. CLAIMS</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Total Claims</th> <th>Extr a</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>26</td> <td>-20**=</td> <td>6 X 18</td> <td>= 108</td> </tr> <tr> <td>12</td> <td>-3**=</td> <td>9 X 84</td> <td>= 756</td> </tr> <tr> <td>Multiple Dependent Claims (first time)</td> <td></td> <td>X 280</td> <td>=</td> </tr> </tbody> </table> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr> <td>103</td> <td>18</td> <td>203</td> <td>9</td> <td>Claims in excess of 20</td> </tr> <tr> <td>102</td> <td>84</td> <td>202</td> <td>42</td> <td>Independent claims in excess of 3</td> </tr> <tr> <td>104</td> <td>280</td> <td>204</td> <td>140</td> <td>Multiple dependent claim</td> </tr> <tr> <td>109</td> <td>84</td> <td>209</td> <td>42</td> <td>Reissue independent claims over original patent</td> </tr> <tr> <td>110</td> <td>18</td> <td>210</td> <td>9</td> <td>Reissue claims in excess of 20 and over original patent</td> </tr> <tr> <td colspan="5">SUBTOTAL (2) (\$864.00)</td> </tr> </tbody> </table>				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	101	740	201	370	Utility filing fee		106	330	206	165	Design filing fee		107	510	207	255	Plant filing fee		108	740	208	370	Reissue filing fee	740	114	160	214	80	Provisional filing fee		SUBTOTAL (1)					(\$740.00)	Total Claims	Extr a	Fee from below	Fee Paid	26	-20**=	6 X 18	= 108	12	-3**=	9 X 84	= 756	Multiple Dependent Claims (first time)		X 280	=	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	103	18	203	9	Claims in excess of 20	102	84	202	42	Independent claims in excess of 3	104	280	204	140	Multiple dependent claim	109	84	209	42	Reissue independent claims over original patent	110	18	210	9	Reissue claims in excess of 20 and over original patent	SUBTOTAL (2) (\$864.00)				
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																																																																																																															
105	130	205	65	Surcharge-late filing fee or oath																																																																																																																																																																																																																																																																																																
127	50	227	25	Surcharge-late provisional filing fee or cover sheet.																																																																																																																																																																																																																																																																																																
139	130	139	130	Non-English specification																																																																																																																																																																																																																																																																																																
147	2,520	147	2,520	For filing a request for reexamination																																																																																																																																																																																																																																																																																																
112	920*	112	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																																																																																																																																
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																																																																																																																																
115	110	215	55	Extension for reply within first month																																																																																																																																																																																																																																																																																																
116	400	216	200	Extension for reply within second month																																																																																																																																																																																																																																																																																																
117	920	217	460	Extension for reply within third month																																																																																																																																																																																																																																																																																																
118	1,440	218	720	Extension for reply within fourth month																																																																																																																																																																																																																																																																																																
128	1,960	228	980	Extension for reply within fifth month																																																																																																																																																																																																																																																																																																
119	320	219	160	Notice of Appeal																																																																																																																																																																																																																																																																																																
120	320	220	160	Filing a brief in support of an appeal																																																																																																																																																																																																																																																																																																
121	280	221	140	Request for oral hearing																																																																																																																																																																																																																																																																																																
138	1,510	138	1,510	Petition to institute a public use proceeding																																																																																																																																																																																																																																																																																																
140	110	240	55	Petition to revive-unavoidable																																																																																																																																																																																																																																																																																																
141	1,280	241	640	Petition to revive-unintentional																																																																																																																																																																																																																																																																																																
142	1,280	242	640	Utility issue fee (or reissue)																																																																																																																																																																																																																																																																																																
143	460	243	230	Design Issue Fee																																																																																																																																																																																																																																																																																																
144	620	244	310	Plant Issue Fee																																																																																																																																																																																																																																																																																																
122	130	122	130	Petitions to the Commissioner																																																																																																																																																																																																																																																																																																
123	50	123	50	Petitions related to provisional applications																																																																																																																																																																																																																																																																																																
126	180	126	180	Submission of Information Disclosure Stmt.																																																																																																																																																																																																																																																																																																
581	40	581	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																																																																																																																																
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))																																																																																																																																																																																																																																																																																																
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																																																																																																																																																																																																
179	740	279	370	Request for Continued Examination (RCE)																																																																																																																																																																																																																																																																																																
169	900	169	900	Request for expedited examination of a design application																																																																																																																																																																																																																																																																																																
Other fee (specify)																																																																																																																																																																																																																																																																																																				
Other fee (specify)																																																																																																																																																																																																																																																																																																				
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$0.00)																																																																																																																																																																																																																																																																																																
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																																																																																																															
101	740	201	370	Utility filing fee																																																																																																																																																																																																																																																																																																
106	330	206	165	Design filing fee																																																																																																																																																																																																																																																																																																
107	510	207	255	Plant filing fee																																																																																																																																																																																																																																																																																																
108	740	208	370	Reissue filing fee	740																																																																																																																																																																																																																																																																																															
114	160	214	80	Provisional filing fee																																																																																																																																																																																																																																																																																																
SUBTOTAL (1)					(\$740.00)																																																																																																																																																																																																																																																																																															
Total Claims	Extr a	Fee from below	Fee Paid																																																																																																																																																																																																																																																																																																	
26	-20**=	6 X 18	= 108																																																																																																																																																																																																																																																																																																	
12	-3**=	9 X 84	= 756																																																																																																																																																																																																																																																																																																	
Multiple Dependent Claims (first time)		X 280	=																																																																																																																																																																																																																																																																																																	
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description																																																																																																																																																																																																																																																																																																
103	18	203	9	Claims in excess of 20																																																																																																																																																																																																																																																																																																
102	84	202	42	Independent claims in excess of 3																																																																																																																																																																																																																																																																																																
104	280	204	140	Multiple dependent claim																																																																																																																																																																																																																																																																																																
109	84	209	42	Reissue independent claims over original patent																																																																																																																																																																																																																																																																																																
110	18	210	9	Reissue claims in excess of 20 and over original patent																																																																																																																																																																																																																																																																																																
SUBTOTAL (2) (\$864.00)																																																																																																																																																																																																																																																																																																				
SUBMITTED BY				Complete (if applicable)																																																																																																																																																																																																																																																																																																
Typed or Printed Name: Nelsen L. Lentz				Reg. Number: 38,537																																																																																																																																																																																																																																																																																																
Signature: <i>Nelsen L. Lentz</i>				Date: December 18, 2001																																																																																																																																																																																																																																																																																																
Express Mail mailing label number EL 230527856 US																																																																																																																																																																																																																																																																																																				
Date of Deposit: DEC. 18, 2001																																																																																																																																																																																																																																																																																																				
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.																																																																																																																																																																																																																																																																																																				
Printed Name: <i>Queen Thomas</i>				Signature: <i>Queen Thomas</i>																																																																																																																																																																																																																																																																																																